



**CORPORATE SERVICES DEPARTMENT**  
Caroline Holland - Director

To all Members of the Council

**Democratic Services  
London Borough of Merton  
Merton Civic Centre  
Morden, Surrey SM4 5DX**

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***Date: 16 August 2016***

Dear Councillor

**Notification of Cabinet Decisions**

The decisions of the Cabinet meeting held on Monday 15 August 2016 are attached.

The call-in deadline is Friday 19 August at noon

The [call-in](#) form is attached for your use if needed and refers to the relevant sections of the constitution.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Caroline Holland".

**Democracy Services**



## Decisions of the Cabinet held on Monday 15 August 2016

### Call-in deadline – 19 August 2016

4	Reference from the Overview and Scrutiny Commission: call-in of the South London Waste Partnership - Procurement of Waste Collection and Related Environmental Services (LOT 1 - waste collection)	RESOLVED: That Cabinet notes and accepts comments made by the Overview and Scrutiny Commission when taking decisions on the procurement of waste collection by the South London Waste Partnership (set out in the report).
7	Consideration of closure of footpath between John Innes Park and John Innes Recreation Ground	<p>RESOLVED: That Cabinet</p> <ol style="list-style-type: none"> <li>1. Notes the options set out in the report, results of the public consultation, representations received from individuals and groups and the findings of the police review of security at Rutlish School;</li> <li>2. Confirms that option 3 is the preferred option and agrees the following actions: <ol style="list-style-type: none"> <li>A. To enter into a tripartite licence with the John Innes Foundation and Rutlish School to permit the school to close the gates at either end of the path between John Innes Park and John Innes Recreation Ground, 8am to 5pm, Monday to Friday in term time from the start of the autumn term, in September 2016;</li> <li>B. To delegate authority to agree the terms of the licence and to agree any further appropriate legal action to the Director of Environment and Regeneration, in consultation with the appropriate Cabinet Members, to effect this partial closure of the gates;</li> <li>C. To note that should recommendation 2 be agreed, further high priority school security works will be undertaken at the school at the earliest opportunity, jointly funded by the council's capital maintenance budget for schools and Rutlish School;</li> <li>D. To note that the tripartite licence noted in recommendation 2A above will be for a temporary period only in the first instance from September 2016</li> </ol> </li> </ol>

## Decisions of the Cabinet held on Monday 15 August 2016

### Call-in deadline – 19 August 2016

		<p>pending completion of the alternative path. Should the path not be completed then this matter will be brought back to Cabinet for further consideration.</p>
8	<p>Appointment of a Contractor for the Street Lighting Maintenance and Improvement Term Contract - 1 October 2016 to 31 March 2024</p>	<p>RESOLVED: That Cabinet</p> <ol style="list-style-type: none"> <li>1. Notes the content of this report.</li> <li>2. Agrees to award the Street Lighting Maintenance and Improvement Term Contract from 1 October 2016 to 31 March 2024 to Provider A (see Appendix A) who submitted the most economically advantageous tender based on Price (60%) and Quality (40%).</li> <li>3. Agrees that in the unlikely event that Provider A fails to enter into a Contract with the Council, then the Contract shall be offered to Provider B who came second following the evaluation process.</li> <li>4. Notes the option to include Parks, Sports Grounds and Council Depots in the contract but subject to an audit, condition survey of assets and the affordability of maintenance and improvement as required. Cabinet are requested to delegate any such decisions to the Director of Environment &amp; Regeneration as appropriate.</li> <li>5. Delegates to the Director of Environment &amp; Regeneration any decisions to exercise the option to extend the new contract from 5.5 years, by two periods of one year each, subject to satisfactory performance of the appointed Contractor.</li> <li>6. Agree other recommendations listed in section 5 of the report.</li> </ol>

## Merton Council - call-in request form

### 1. Decision to be called in: (required)

### 2. Which of the principles of decision making in Article 13 of the constitution has not been applied? (required)

Required by part 4E Section 16(c)(a)(ii) of the constitution - tick all that apply:

(a) proportionality (i.e. the action must be proportionate to the desired outcome);	
(b) due consultation and the taking of professional advice from officers;	
(c) respect for human rights and equalities;	
(d) a presumption in favour of openness;	
(e) clarity of aims and desired outcomes;	
(f) consideration and evaluation of alternatives;	
(g) irrelevant matters must be ignored.	

### 3. Desired outcome

Part 4E Section 16(f) of the constitution- select one:

(a) The Panel/Commission to refer the decision back to the decision making person or body for reconsideration, setting out in writing the nature of its concerns.	
(b) To refer the matter to full Council where the Commission/Panel determines that the decision is contrary to the Policy and/or Budget Framework	
(c) The Panel/Commission to decide not to refer the matter back to the decision making person or body *	
* If you select (c) please explain the purpose of calling in the decision.	

**4. Evidence which demonstrates the alleged breach(es) indicated in 2 above (required)**

Required by part 4E Section 16(c)(a)(ii) of the constitution:

**5. Documents requested**

**6. Witnesses requested**

**7. Signed (not required if sent by email): .....**

**8. Notes – see part 4E section 16 of the constitution**

Call-ins must be supported by at least three members of the Council.

The call in form and supporting requests must be received by by 12 Noon on the third working day following the publication of the decision.

The form and/or supporting requests must be sent:

- **EITHER** by email from a Councillor's email account (no signature required) to [democratic.services@merton.gov.uk](mailto:democratic.services@merton.gov.uk)
- **OR** as a signed paper copy to the Head of Democracy Services, 8<sup>th</sup> floor, Civic Centre, London Road, Morden SM4 5DX.

For further information or advice contact the Head of Democracy Services on 020 8545 3864